

LINDA MILLER SAVITT, SBN 094164  
PHILIP L. REZNIK, SBN 204590  
BALLARD, ROSENBERG, GOLPER & SAVITT LLP  
500 North Brand Boulevard  
Twentieth Floor  
Glendale, CA 91203-9946  
Telephone: 818-508-3700  
Facsimile: 818-506-4827

(SPACE BELOW FOR FILING STAMP ONLY)

CITY ATTORNEY

2010 AUG 13 PM 4:58

Government Code  
§6103; appearance  
fees not required.

Attorneys Specially Appearing for Real Party in Interest  
Sgt. Dan Yadon

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

CHRISTOPHER DUNN,

Plaintiff,

-vs-

BURBANK POLICE DEPARTMENT,  
CITY OF BURBANK, and DOES 1  
Through 100, Inclusive,

Defendants.

CASE NO: BC 417928

[Assigned to Hon. Alan Rosenfield  
Dept. 31]

**SGT. DAN YADON'S JOINDER IN  
OPPOSITION OF CITY OF  
BURBANK TO PLAINTIFF'S  
MOTION FOR DISCOVERY OF HIS  
PEACE OFFICER PERSONNEL  
RECORDS**

Date: August 20, 2010  
Time: 8:30 a.m.  
Dept: 31

Sgt. Dan Yadon hereby joins in the opposition of defendant City of Burbank to the release and discovery of his peace officer personnel records as it is an undue invasion of his privacy rights under the California Constitution and violation of Penal Code §§ 832.5 and 832.7(a).

Plaintiff's counsel currently represents five individual plaintiffs in another action against the Burbank Police Department, *Omar Rodriguez, et al. v. Burbank Police Department, et al*, Case No. BC 414602 currently pending before the Honorable Judge Joanne O'Donnell. Two of the plaintiffs have already had motions for summary

1 judgment granted against them. Sgt. Dan Yadon was originally named as a defendant in  
2 that lawsuit, but dismissed by plaintiffs without prejudice. Sgt. Yadon contends that this  
3 is an end around bringing the motion directly in the *Rodriguez* case, which would likely  
4 be denied and in light of the showing by Mr. Dunn, there is no justification for its  
5 production or inspection of his records.

6 Sgt. Yadon incorporates herein each and all of the arguments asserted on behalf of  
7 the City..

8  
9 DATED: August 11, 2010

Respectfully Submitted

10 BALLARD ROSENBERG GOLPER & SAVITT, LLP

11  
12 By: Linda Miller Savitt  
13 LINDA MILLER SAVITT  
14 Attorneys Specially Appearing for Real Party in  
15 Interest Sgt. Dan Yadon  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I am a citizen of the United States, and am employed in the County of Los Angeles in the office of a member of the bar of this Court at whose directions this service was made. I am over the age of 18, and not a party to the within action. My business address is Ballard, Rosenberg, Golper & Savitt, 500 North Brand Boulevard, Twentieth Floor, Glendale, California 91203-9946.

On August //, 2010, I served the foregoing document described as: **SGT. DAN YADON'S JOINDER IN OPPOSITION OF CITY OF BURBANK TO PLAINTIFF'S MOTION FOR DISCOVERY OF HIS PEACE OFFICER PERSONNEL RECORDS** on the interested parties in this action, by placing a true copy thereof in a sealed envelope addressed as follows:

Solomon E. Gresen, Esq.  
Steven V. Rheuban, Esq.  
Law Offices of Rheuban & Gresen  
15910 Ventura Boulevard, Suite 1610  
Encino, CA 91436  
Tel: (818) 815.2727  
Fax: (818) 815-2737  
[seg@rglawyers.com](mailto:seg@rglawyers.com)  
Attorneys for Plaintiff

Kristin a. Pelletier, Esq.  
Robert J. Tyson, Esq.  
Burke, Williams & Sorensen, LLP  
444 S. Flower St., Suite 2400  
Los Angeles, CA 90071  
Tel: (213) 236-0600  
Fax: (213) 236-2700  
[kpelletier@bwslaw.com](mailto:kpelletier@bwslaw.com)  
Attorneys for Defendant City of Burbank

Dennis A. Barlow, City Attorney  
Carol A. Humiston, Sr. Assistant  
City Attorney  
City of Burbank  
275 E. Olive Avenue  
Burbank, CA 91510  
Telephone: (818) 238-5707  
Facsimile: (818) 238-5724  
[chumiston@ci.burbank.ca.us](mailto:chumiston@ci.burbank.ca.us)  
Attorney for Defendant City of Burbank

**VIA FACSIMILE;** and

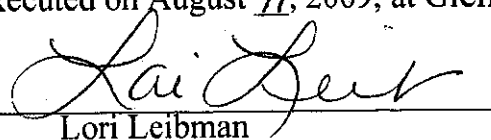
**(BY FEDEX)** I am "readily familiar" with the firm's practice of collection and processing correspondence for delivery by Federal Express. Under that practice, in the ordinary course of business, it would be deposited with Federal Express on that same day with directions for next day delivery, with the Federal Express fees guaranteed to be paid by Ballard, Rosenberg, Golper & Savitt, LLP.

**(BY ELECTRONIC MAIL)** I sent the above-mentioned documents via electronic mail addressed as set forth above.

**X** **(BY MAIL)** and personally placing such envelope with postage fully prepaid for collection and mailing on the above-referenced date following the ordinary business practices of this office. I am readily familiar with our office's practice for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence, including said envelope, will be deposited with the United States Postal Service at Glendale on the above-referenced date.

1 (BY PERSONAL SERVICE) I delivered such envelope(s) by hand to the  
2 above-addressee(s).

3 I declare under penalty of perjury that the foregoing is true and correct  
4 under the laws of the State of California. Executed on August 11, 2009, at Glendale,  
5 California.

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
  
Lori Leibman